

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STERLING MERCHANDISING,

Case No. C08-80108 MISC SBA (JCS)

Petitioner(s),

v.

DREYER'S GRAND ICE CREAM,

Respondent(s),

**ORDER DENYING PETITIONER'S
MOTION TO COMPEL COMPLIANCE
WITH SUBPOENA FOR MARKET
STUDIES DOCUMENTS AND RELATED
DEPOSITION TOPICS [Docket No. 7]**

On June 6, 2008, a Joint Letter Brief Regarding Petitioner's Motion to Compel Compliance with Subpoena for Market Studies Documents and Related Deposition Topics (the "Motion") was filed.

On June 12, 2008, a telephonic hearing was held the Motion. David G. Gilles and Craig Corbitt, counsel for Petitioner, appeared. Carmine Zarlenga and Erik T. Koons, counsel for Respondent, appeared.

For the reasons stated on the record, and good cause shown, IT IS HEREBY ORDERED that the Motion is DENIED.

IT IS SO ORDERED.

Dated: June 13, 2008



JOSEPH C. SPERO
United States Magistrate Judge